



**FEDERAL ELECTION COMMISSION**

WASHINGTON, D.C. 20463

**OCT - 2 2001**

Gary S. Lincenberg, Esq.  
Bird, Marella, Boxer & Wolpert  
1875 Century Park East, 23d Fl.  
Los Angeles, CA 90067-2561

RE: MUR 4736  
Peter Cloeren  
Patricia Cloeren

Dear Mr. Lincenberg:

On August 4, 1999, you were notified that the Commission found reason to believe that your clients, Peter and Patricia Cloeren, violated 2 U.S.C. §§ 441a and 441f in connection with their contributions to Citizens for Reform and the expenditures by Citizens for Reform, and that Peter Cloeren violated 2 U.S.C. §§ 441a and 441f in connection with his contribution to Citizens United Political Victory Fund ("CUPVF") and the subsequent CUPVF contribution to Brian Babin for Congress ("Babin Committee").

After considering the circumstances of the matter, the Commission determined, on September 20, 2001, to take no further action with respect to Peter and Patricia Cloeren in this matter. The Commission requests that your clients waive their right to any refund of excessive contributions from the Babin Committee and to instruct the Babin Committee to disgorge these monies to the U.S. Treasury. Following these actions, this Office will notify the Commission and recommend that the file in this matter be closed as to Peter and Patricia Cloeren. The Commission reminds you that making excessive contributions is a violation of 2 U.S.C. § 441a. See 11 C.F.R. § 110.1(h). Your clients should take steps to ensure that this activity does not occur in the future.

The file will be made public within 30 days after this matter has been closed with respect to all other respondents involved. You are advised that the confidentiality provisions of 2 U.S.C. § 437g(a)(12)(A) remain in effect with respect to all respondents still involved in this matter. The Commission will notify you when the entire file has been closed.

28044201203

Gary S. Lincenberg, Esq.  
MUR 4736  
Page 2

If you have any questions, please contact me at (202) 694-1650.

Sincerely,



Thomas J. Andersen  
Attorney

cc: Kurt Andreason, Esq.  
Mehaffy & Weber  
2615 Calder Ave.  
Beaumont, TX 77704

28044201204